

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

RELIASTAR LIFE INSURANCE)	
COMPANY,)	
)	
Plaintiff,)	
)	
v.)	CASE NO.: 2: 07-CV-1084
)	
ROBERT W. CAVINESS, DALLAS)	
C. CAVINESS, and RHONDA)	
CAVINESS PIERCE (in her capacity)	
as guardian for DEVIN L.)	
CAVINESS, a minor),)	
)	
Defendants.)	

**UNOPPOSED MOTION FOR ENLARGEMENT OF TIME
TO RESPOND TO MOTION FOR SUMMARY JUDGMENT**

COMES NOW, Robert Caviness, Defendant in the above-styled cause and files this unopposed motion for enlargement of time to respond to motion for summary judgment filed by Dallas C. Caviness and Rhonda Caviness and shows as follows:

1. The Response of Robert Caviness for to Motion for Summary Judgment is currently due to be filed on July 10, 2008.
2. Over the past two days, the parties have agreed to engage in settlement negotiations in this matter and the related matter (Trustees of the National Elevator Industry Pension Fund, Plaintiff, v. Robert Caviness, Dallas C. Caviness, and Rhonda Caviness Pierce (in her capacity as guardian for DC, a minor), Defendants, case number 2:07-CV-1084).
3. An extension of time will allow the parties the time to attempt to settle this matter without incurring further costs and attorney fees.
4. A fourteen day extension will not prejudice the substantive rights or interests of any litigant, nor will it cause any delay in the adjudication of this matter.

5. This motion is made in good faith and, if granted, could save this Honorable Court and the parties needless time and expense.

6. This motion is made with the consent of opposing counsel.

WHEREFORE, ABOVE PREMISES CONSIDERED, Robert W. Caviness respectfully requests this Honorable Court for an extension of fourteen (14) days to file his Response to Motion for Summary Judgment.

Respectfully Submitted,

s/Terrie S. Biggs

Terrie S. Biggs

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CERTIFICATE OF SERVICE

I hereby certify that on July 9, 2008 I electronically filed the foregoing with the Clerk of the Court, which will send notification of such filing to the following:

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s/ Terrie S. Biggs
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